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TO: Examiner Ingberg, USPTO

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DATE: 8/2/2004

RE: Serial No. 09/839,646 Election/Restriction Response

TOTAL PAGES (including cover): 4

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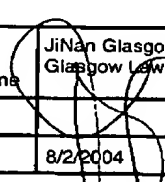
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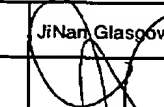
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| | | | |
|---|----------------------|------------------------|----------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 09/839,646 | |
| | Filing Date | 4/20/2001 | |
| | First Named Inventor | CHARISIUS | |
| | Art Unit | 2124 | |
| | Examiner Name | INGBERG | |
| Total Number of Pages in This Submission | 4 | Attorney Docket Number | 1399-019 |

| ENCLOSURES (Check all that apply) | | |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance communication to Technology Center (TC) |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input type="checkbox"/> Other Enclosure(s) (please identify below): |
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| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application | Remarks | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | RESPONSE TO RESTRICTION ELECTION | |

| | |
|--|---|
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
| Firm or Individual name | JiNan Glasgow Glasgow Law Firm, PLLC |
| Signature |  |
| Date | 8/2/2004 |

| CERTIFICATE OF TRANSMISSION/MAILING | |
|---|---|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | |
| Typed or printed name | JiNan Glasgow |
| Signature |  |
| Date | 8/2/2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Charisius

Attorney Docket #1399-019

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re the Patent Application of:

Charisius

Art Unit: 2124

Application No: 09/839,646

Examiner: T. Ingberg

Filed: 04/20/2001

Paper No. 10For: METHODS AND SYSTEMS FOR SUPPORTING AND DEPLOYING
DISTRIBUTED COMPUTING SYSTEMS

OFFICIAL

RESPONDING TO 07/01/2004 OFFICE ACTION

RESTRICTION/ELECTION REQUIREMENT

Honorable Commissioner of Patents

PO Box 1450

Alexandria, VA 22313

Sir:

In response to the 07/01/2004 Office Action in the above-identified application requiring a restriction and/or election of a single disclosed invention regarding Inventions I - VII, which the examiner has indicated are distinct, but related as subcombinations disclosed as usable together in a single combination, the following election is made by the applicant, without traverse, for prosecution of the case on the merits:

Invention I, which includes claims 1-36, drawn to a CASE tool, classified in class 717, subclass 100.

Page 1 of 2

Charisius

Attorney Docket #1399-019

Note that the Applicant asserts that there is no undue burden on the Examiner to make a search and office action on the merits for the invention as claimed in the initial application, including what the examiner has indicated as being separate inventions, those elected and not elected at this time. As such, the Applicant asserts that all claims should be examined on the merits at this time, but nonetheless makes the election without traverse as indicated so that substantive examination on the claims 1-36 may proceed accordingly.

If any issues remain outstanding, incident to the allowance of the application, Examiner Ingberg is respectfully requested to contact the undersigned attorney at (919)-664-8222 or via email at jingang@trianglepatents.com to discuss the resolution of such issues, in order that prosecution of the application may be advanced and ultimately concluded favorably to the applicant, consistent with the applicant's making of a substantial advance in the art.

Respectfully submitted,



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